

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2515 Charleston Place, Fort Wayne, Indiana 46808 (Murray Equipment, Inc.).

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein;
and

WHEREAS, said project will create 7 permanent jobs for a total additional annual payroll of \$160,000, with the average new annual job salary being \$22,857 and retain 49 permanent jobs for a total payroll of \$2,100,554 with the average current annual job salary being \$42,868; and

WHEREAS, the total estimated project cost is \$646,912; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That, the Resolution previously designating the

above described property as an "Economic Revitalization Area" is confirmed in all respects.

SECTION 2. That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the effective date of this Resolution and continue for a two year period. Said designation shall terminate at the end of that two year period.

SECTION 3. That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to both a deduction of the assessed value of real estate and personal property for new manufacturing equipment.

SECTION 4. That, the estimate of the number of individuals that will be employed or whose employment will be retained and the estimate of the annual salaries of those individuals and the estimate of the value of redevelopment or rehabilitation and the estimate of the value of the new manufacturing equipment, all contained in Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably expected to result from the proposed described redevelopment or rehabilitation and from the installation of the new manufacturing equipment.

SECTION 5. The current year approximate tax rates for taxing units within the City would be:

- (a) If the proposed development does not occur, the approximate current year tax rates for this site would be \$9.0138/\$100.
- (b) If the proposed development does occur and no deduction is granted, the approximate current year tax rate for the site would be \$9.0138/\$100 (the change would be negligible).
- (c) If the proposed development occurs and a deduction percentage of fifty percent (50%) is assumed, the approximate current year tax rate for the site would be \$9.0138/\$100 (the change would be negligible).

(d) If the proposed new manufacturing equipment is not installed, the approximate current year tax rates for this site would be \$9.0138/\$100.

(e) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be \$9.0138/\$100 (the change would be negligible).

(f) If the proposed new manufacturing equipment is installed and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$9.0138/\$100 (the change would be negligible).

SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from the assessed value of the real property shall be for a period of ten years, and that the deduction from the assessed value of the new manufacturing equipment shall be for a period of five years.

SECTION 7. The benefits described in the Petitioner's Statement of Benefits can be reasonably expected to result from the project and are sufficient to justify the applicable deductions.

SECTION 8. For new manufacturing equipment, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing.

SECTION 9. For real property, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office and the City of Fort Wayne's Department of Economic Development and must be included in the deduction application. For subsequent years, the performance report must be updated within sixty days after the end of each year in which the deduction is applicable.

SECTION 10. The performance report must contain the following information:

- A. The cost and description of real property improvements and/or new manufacturing equipment acquired.
- B. The number of employees hired through the end of the preceding calendar year as a result of the deduction.
- C. The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- D. The total number of employees employed at the facility receiving the deduction.
- E. The total assessed value of the real and/or personal property deductions.
- F. The tax savings resulting from the real and/or personal property being abated.

SECTION 11. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Member of Council

APPROVED AS TO FORM AND LEGALITY



J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Pro Tem,
seconded by Pro Tem, and duly adopted, read the second time by
title and referred to the Committee on Finance (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Common Council Conference Room 128, City County
Building, Fort Wayne, Indiana, on Tuesday, the 26th day
of September, 1995, at 6:30 o'clock P.M., E.S.T.

DATED: 9-12-95

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Pro Tem,
seconded by Pro Tem, and duly adopted, placed on its passage.
PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY				<u>1</u>
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 9-26-95

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. R-60-95
on the 26th day of September, 1995

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Don J. Schneider
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
he 27th day of September, 1995.
at the hour of 11:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of September,
1995, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

BILL NO. R-95-09-10

REPORT OF THE COMMITTEE ON
FINANCE
THOMAS C. HENRY - CHAIR
MARK E. GIAQUINTA - VICE CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) ~~XXXXXXX~~ (RESOLUTION) confirming resolution
designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1
for property commonly known as 2515 Charleston Place, Fort Wayne,
Indiana 46808 (MURRAY EQUIPMENT, INC.)

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Thomas C. Henry
Mark E. Giaquinta

Public Hearing
0930-1000
Mark E. Giaquinta

Celeste Davis

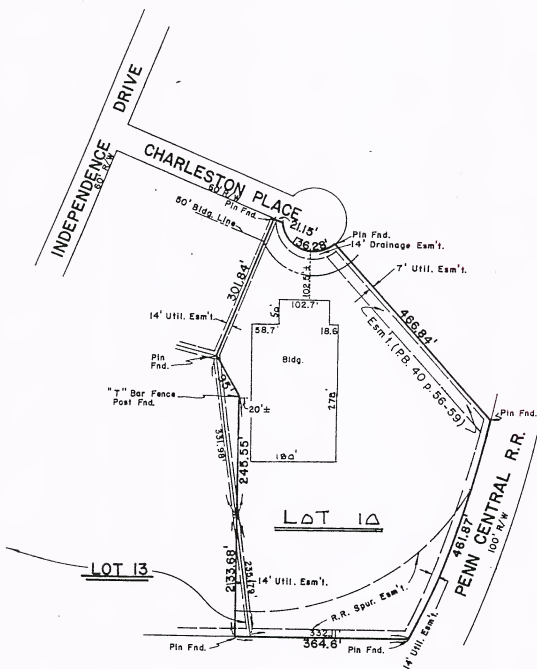
Lani Tolares

Clifford R. Edwards

DATED: *9-26-95*

Sandra E. Kennedy
City Clerk

EXHIBIT A



Scale: 1" = 200'

LEGAL DESCRIPTION: LOT #10 IN CENTENNIAL INDUSTRIAL PARK, SECTION II, AS RECORDED IN PLAT BOOK #40, PAGES 56-59, IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA, EXCEPT A TRIANGULAR PIECE OF LOT #10, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT # 13 IN CENTENNIAL INDUSTRIAL PARK, SECTION II, SAID POINT ALSO BEING THE WEST CORNER OF LOT #10 IN SAID ADDITION; THENCE SOUTH-EAST ALONG THE EAST LINE OF LOT #13, A DISTANCE OF 331.98 FEET; THENCE NORTH WITH A DEFLECTION ANGLE LEFT OF 172 DEGREES 04 MINUTES 50 SECONDS AND PARALLEL TO THE WEST LINE OF SAID LOT #13, A DISTANCE OF 245.55 FEET; THENCE NORTHWEST WITH A DEFLECTION ANGLE LEFT OF 28 DEGREES 46 MINUTES 20 SECONDS A DISTANCE OF 95.0 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.129 ACRES.

TOGETHER WITH A TRIANGULAR PIECE AT THE SOUTHEAST CORNER OF LOT #13 IN SAID CENTENNIAL INDUSTRIAL PARK, SECTION II, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT #13 IN CENTENNIAL INDUSTRIAL PARK, SECTION II; THENCE WEST ALONG THE SOUTH LINE OF SAID LOT, 32.49 FEET; THENCE NORTH BY A DEFLECTION ANGLE RIGHT OF 90 DEGREES 14 MINUTES 40 SECONDS AND PARALLEL TO THE WEST LINE OF SAID LOT #13, A DISTANCE OF 233.68 FEET TO THE POINT OF INTERSECTION WITH THE EAST LINE OF LOT #13; THENCE SOUTHEAST ALONG THE EAST LINE OF LOT #13, WITH A DEFLECTION ANGLE RIGHT OF 172 DEGREES 04 MINUTES 50 SECONDS A DISTANCE OF 235.79 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.87 ACRES.

FLOOD STATEMENT:

THE "FLOOD INSURANCE RATE MAP" FOR THE CITY OF FORT WAYNE, INDIANA, COMMUNITY-PANEL NUMBER 180003 0015B, APRIL 3, 1985, INDICATES THE ABOVE DESCRIBED REAL ESTATE LIES IN ZONE C.

SURVEYOR'S REPORT:

THIS SURVEY WAS PREPARED IN ACCORDANCE WITH "TITLE 864, ARTICLE 1.1, CHAPTER 13, SECTION 1 THROUGH 34" OF THE "INDIANA ADMINISTRATIVE CODE" WHICH ESTABLISHES THE MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF INDIANA.

THE "THEORETICAL UNCERTAINTY" OF THE CORNERS OF THE DESCRIBED REAL ESTATE IS WITHIN THE SPECIFICATIONS FOR A CLASS "B" SURVEY (0.25 FEET) AS DEFINED BY IAC 864.

OCCUPATION LINES APPEAR TO CONFORM WITH THE RECORD DESCRIPTION. DISCREPANCIES ARE SHOWN ON THE SURVEY PLAT.

I HEREBY CERTIFY THAT THIS PLAT OF SURVEY WAS MADE UNDER MY SUPERVISION AS SHOWN, IS CORRECT TO THE BEST OF MY KNOWLEDGE AND INFORMATION, AND WAS COMPLETED ON SEPTEMBER 12, 1990.

Joseph B. Stoddy Jr.



Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE A resolution to designate 2515 Charleston Place as an Economic Revitalization Area allowing Murray Equipment, Inc. to apply for tax abatement on its \$646,912 project. Project will add 5 full-time and 2 part-time positions and retain 47 full-time and 2 part-time positions. This project investment is estimated to increase tax revenues in the area by \$60,991 over the ten year abatement period.

Q-95-09-10

EFFECT OF PASSAGE Will allow company to apply for tax abatement.

EFFECT OF NON-PASSAGE Company will not be allowed to apply for tax abatement.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) ANTICIPATED FIRST YEAR TAX SAVINGS \$3,172 on machinery taxes, \$11,490 on real property

ASSIGNED TO COMMITTEE (PRESIDENT) Mark GiaQuinta



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

September 13, 1995

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of September 16, 1995, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill Nos. R-95-09-07 & R-95-09-08
Bill Nos. R-95-09-09 & R-95-09-10

Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL:2

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-95-09-09 AND R-95-09-10)

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 9/12/95,
DATE
DESIGNATING PROPERTY AT 2515 Charleston Place, Fort Wayne, Indiana,
(MURRAY EQUIPMENT, INC.)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND
CONFIRMED OR RESCINDED ON Tuesday, September 26, 1995, at 5:30 P.M.,
DATE, TIME & PLACE
Common Council Conference Room 128, City-County Building, One Main
Street, Fort Wayne, IN

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE
MEETING.

SANDRA E. KENNEDY
CITY CLERK

FW COMMON COUNCIL
(Governmental Unit)

To:

The News-Sentinel

Dr.

ALLEN

County, Indiana

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

44 lines, 1 columns wide equals 44 equivalent lines
at .32 cents per line

\$ 14.52

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.52

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: SEPT 16, 19 95

Title:

Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
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RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND CONFIRMED OR RESCINDED ON Tuesday, September 26, 1995, at 5:30 P.M., Common Council Conference Room 125, City-County Building, One Main Street, Fort Wayne, Indiana.

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1) YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD AT THE PUBLIC HEARING.

REASONABLE ACCOMMODATIONS FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND FEDERAL LAW. ANY PERSON NEEDING A REASONABLE ACCOMMODATION SHOULD NOTIFY PUBLIC INFORMATION OFFICE (259) 427-1120, TTY (219) 427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING. SANDRA E. KENNEDY CITY CLERK #938882

9-16

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/ she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

9-16-95

Subscribed and sworn to before me this 16th day of SEPT, 19 95.

Notary Public

ANNIE K. PERKINS
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY

My commission expires:

MY COMMISSION EXP. NOV. 29, 1997

FW COMMON COUNCIL:

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

ALLEN

County, Indiana

PUBLISHER'S CLAIM

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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: SEPT 16, 19 95

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L. ROMYANS who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

9-16-95

Subscribed and sworn to before me this 16th day of SEPT, 1995.

Notary Public

ANNE M. PERKINS
 NOTARY PUBLIC STATE OF INDIANA
 ALLEN COUNTY

My commission expires:

MY COMMISSION EXP. NOV. 29, 1997

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-95-09-09 AND R-95-09-10)

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COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND CONFIRMED OR RESCINDED ON Tuesday, September 26, 1995 at 5:30 P.M., Common Council Conference Room 128, City-County Building One Main Street, Fort Wayne, Indiana

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1) YEAR AFTER CONFIRMATION.

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